

**Proposed Substitute
Bill No. 5710**

LCO No. 5000

**AN ACT AUTHORIZING THE COMMISSIONER OF ENERGY AND
ENVIRONMENTAL PROTECTION TO SEEK ENFORCEMENT OF
PROHIBITIONS AGAINST PERSONS ENCROACHING ON STATE-
OWNED OPEN SPACE.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 52-560a of the general statutes is amended by
2 adding subsection (e) as follows (*Effective from passage*):

3 (NEW) (e) In the event that the Commissioner of Energy and
4 Environmental Protection elects to administratively seek and recover
5 any costs or restoration, as described in subsection (c) of this section,
6 for any such encroachment on open space land that is under said
7 commissioner's control or on any land for which the state holds a
8 conservation easement interest pursuant to said commissioner's
9 authority, prior to resolving or settling any such matter, the
10 commissioner shall consult with the Attorney General on such matter
11 to determine whether such resolution or settlement is reasonable,
12 adequate and in the best interest of the state. If the Attorney General
13 determines that the encroachment that is the basis for any such matter
14 may involve criminal conduct, the Attorney General shall refer such
15 matter to the Office of the Chief State's Attorney.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>from passage</i>	52-560a
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